

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

JASON COLEMAN and JESSICA §
CASEY, on behalf of the RVNB Holdings, §
Inc. Employee Stock Ownership Plan, and §
on behalf of a class of all other persons §
similarly situated, §

Plaintiffs, §

v. §

NEIL M. BROZEN, *et al.*, §

Defendants. §

Civil Action No. 3:20-cv-01358-E

NOTICE OF APPEAL

Notice is hereby given that Defendants Robert Peterson, Jr., Vasilia Peterson, Mike Paxton, Nick Bouras, Sterling Investment Partners III, L.P., Nicole Peterson 2012 Irrevocable Trust, Brooke Peterson 2012 Irrevocable Trust, and Neil M. Brozen hereby appeal to the United States Court of Appeals for the Fifth Circuit from the District Court's Order denying the Defendants' Motion to Compel Individual Arbitration, which is contained in the Memorandum Opinion and Order [ECF No. 130] entered July 12, 2023. Appeal of the District Court's Order denying Defendants' Motion to Compel Individual Arbitration is authorized by 9 U.S.C. § 16.

Dated: August 11, 2023

Respectfully submitted,

By: /s/ Micah R. Prude

Micah R. Prude
Texas Bar No. 24051216
HOLLAND & KNIGHT LLP
One Arts Plaza
1722 Routh Street, Suite 1500
Dallas, Texas 75201
Telephone: (214) 969-1700
Facsimile: (214) 969-1751
Email: Micah.Prude@hklaw.com

Todd D. Wozniak (admitted *pro hac vice*)
todd.wozniak@hklaw.com

HOLLAND & KNIGHT, LLP
Regions Plaza
1180 West Peachtree Street NW
Atlanta, Georgia 30309
Telephone: (404) 817-8500
Facsimile: (404) 881-0470

ATTORNEYS FOR DEFENDANTS
ROBERT PETERSON, JR., VASILIA
PETERSON, MIKE PAXTON, NICK
BOURAS, STERLING INVESTMENT
PARTNERS III, L.P., NICOLE
PETERSON 2012 IRREVOCABLE
TRUST, AND BROOKE PETERSON 2012
IRREVOCABLE TRUST

By: /s/ Nicole Figueroa (with permission)

Nicole Figueroa
Texas Bar No. 24069716
MCDERMOTT WILL & EMERY LLP
2501 N. Harwood St., Ste 1900
Dallas, Texas 75201
Tel: (214) 295-8062
nfigueroa@mwe.com

J. Christian Nemeth (admitted *pro hac vice*)

MCDERMOTT WILL & EMERY LLP
444 West Lake Street
Chicago, Illinois 60606
Tel: (312) 984-3292
jcnemeth@mwe.com

Peter B. Allport (admitted *pro hac vice*)

LEVIN SCHREDER & CAREY, Ltd.
120 North LaSalle Street, Floor 38
Chicago, Illinois 60602
Tel: (312) 332-6300
pallport@lsclaw.com

ATTORNEYS FOR DEFENDANT NEIL M.
BROZEN

CERTIFICATE OF SERVICE

This certifies that on this 11th day of August, 2023, a true and correct copy of the foregoing has been served on all counsel of record through the Court's CM/ECF system.

/s/ *Micah R. Prude*
Micah R. Prude